

**SATURDAY, JANUARY 19, 1991**

**FIRST LEGISLATIVE DAY**

In accordance with Article II, Section 8 of the Constitution of the State of Tennessee, and pursuant to Senate Joint Resolution No. 25, the House of Representatives of the Ninety-seventh General Assembly met in Regular Session at 10:55 a.m. and was called to order by Mr. Speaker Naifeh.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 95

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Bell; out-of-state commitments.

Representative West; family emergency.

**CONSENT CALENDAR**

**House Joint Resolution No. 0008** -- Memorials, Sports -- Lincoln County High School football team, Class AAA state champions.

**House Joint Resolution No. 0013** -- Memorials, Sports -- Tony Cosey, cross country.

**House Joint Resolution No. 0015** -- Memorials, Sports --

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Knoxville Central High School baseball team, Class AAA state champions.

**House Joint Resolution No. 0017** -- Memorials, Death -- Roy Noel, Sr.

**House Joint Resolution No. 0018** -- Memorials, Public Service -- Nancy McGill, American Red Cross.

**House Joint Resolution No. 0019** -- Memorials, Death -- James A. Smith, Jr.

**House Bill No. 0017** -- Lafayette -- Revises provisions for filling vacancies on city council. Amends Chapter 325, Private Acts of 1945, as amended.

**Senate Joint Resolution No. 0001** -- Memorials, Public Service -- Ray Moore, County Executive, Warren County.

**Senate Joint Resolution No. 0002** -- Memorials, Public Service -- Homer Rogers.

**Senate Joint Resolution No. 0003** -- Memorials, Retirement -- Dr. Robert L. Young.

**Senate Joint Resolution No. 0004** -- Memorials, Personal Achievement -- Robert Jason Newby.

**Senate Joint Resolution No. 0005** -- Memorials, Retirement -- Merle C. Meyers.

**Senate Joint Resolution No. 0006** -- Memorials, Death -- Commissioner Huston "Hootie" Prater.

**Senate Joint Resolution No. 0007** -- Memorials, Professional and Business Achievement -- Caney Fork Electric Cooperative, Fiftieth Anniversary.

**Senate Joint Resolution No. 0008** -- Memorials, Professional and Business Achievement -- Floyd Bouldin and Bouldin & Lawson, Inc.

**Senate Joint Resolution No. 0010** -- Memorials, Professional and Business Achievement -- Hoskins A. Shadow, 1990 Nurserymen's Hall of Fame award recipient.

**Senate Joint Resolution No. 0011** -- Memorials, Public Service -- Andy Henshaw, Franklin County.

**Senate Joint Resolution No. 0012** -- Memorials, Public Service -- Wade S. Williams, Tennessee Highway Patrol.

**Senate Joint Resolution No. 0014** -- Memorials, Retirement -- General Sessions Judge Robert Holt.

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**Senate Joint Resolution No. 0015 -- Memorials, Death -- Joe H. Womack.**

**Senate Joint Resolution No. 0016 -- Memorials, Sports -- Tullahoma High School boys' baseball team.**

**Senate Joint Resolution No. 0017 -- Memorials, Professional and Business Achievement -- Burroughs-Ross-Colville Company.**

**Senate Joint Resolution No. 0019 -- Memorials, Sports -- Lincoln County High School football team, Class AAA state champions.**

**Senate Joint Resolution No. 0020 -- Memorials, Death -- Former Senator Johnny V. Crow.**

**Senate Joint Resolution No. 0021 -- Memorials, Public Service -- Dr. John M. Crothers, Department of Economic and Community Development.**

**Senate Joint Resolution No. 0022 -- Memorials, Professional and Business Achievement -- Beecher Clark, 1990 National Blind Worker of the Year.**

**Senate Joint Resolution No. 0023 -- Memorials, Professional and Business Achievement -- Fairview Chamber of Commerce.**

**Senate Joint Resolution No. 0032 -- Memorials, Death -- Glenn Yoakum.**

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell,

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Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**INTRODUCTION OF RESOLUTIONS**

The following resolutions were introduced and referred as noted:

**House Joint Resolution No. 0020** -- Memorials, Sports -- Knoxville Central High School football team. by \*Severance.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0021** -- Memorials, Sports -- Powell High School football team. by \*Severance.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0022** -- Memorials, Public Service -- Ralph Yelton, Tennessee Distinguished Service Medal. by \*Hillis, \*Windle, \*Davidson, \*Rhinehart, \*Hargrove.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0023** -- Memorials, Professional and Business Achievement -- Tennessee Baptist Children's Home, Inc., Centennial. by \*Purcell, \*Callicott.

Referred by the Speaker to the Calendar and Rules Committee.

**SENATE JOINT RESOLUTIONS  
(Congratulatory and Memorializing)**

**RULES SUSPENDED**

Rep. Chumney moved that the rules be suspended for the purpose of concurring in Senate Joint Resolution No. 49 out of order, which motion prevailed.

**Senate Joint Resolution No. 0049** -- General Assembly, Statement of Intent or Position -- Expresses support for President and U.S. armed forces during Persian Gulf crisis.

On motion of Rep. Chumney, with the request that all members be added as sponsor, the resolution was concurred in by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

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Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Rep. DeBerry moved that the rules be suspended for the purpose of concurring in Senate Joint Resolution No. 50 out of order, which motion prevailed.

**Senate Joint Resolution No. 0050 --** Memorials, Professional and Business Achievement -- Bishop James Oglethorpe Patterson, Jr.

On motion of Rep. DeBerry, with the request that all members voting aye be added as sponsor, the resolution was concurred in by the following vote:

Ayes. . . . .	93
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

A motion to reconsider was tabled.

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**RULES SUSPENDED**

Rep. Williams (Shelby) moved that the rules be suspended for the purpose of concurring in Senate Joint Resolution No. 48 out of order, which motion prevailed.

**Senate Joint Resolution No. 0048 -- Memorials, Public Service -- Louise Blankinship.**

On motion of Rep. Williams (Shelby), with the request that all members voting aye be added sponsor, the resolution was concurred in by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullis, Turner (Hamilton), Turner (Shelby), Venable, Walley, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

**INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 0072 -- Noise Pollution -- Exempts persons using or operating sport shooting ranges from rules, regulations and ordinances. Amends TCA, Title 39. by \*Odom.**

Passed first consideration.

**\*House Bill No. 0073 -- Public Property -- Increases penalty for unlawful disposal of state surplus property from Class E to Class D felony. Amends TCA, Title 12. by \*Odom.**

Passed first consideration.

**\*House Bill No. 0074 -- Parks, Natural Areas Preservation --**

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Increases penalties for violating rules for care and management of parks and forestry properties from Class C to Class B misdemeanor. Amends TCA, Title 11. by \*Odom.

Passed first consideration.

**\*House Bill No. 0075** -- Public Records -- Increases penalties for court clerks failing to maintain appropriate records from Class C to Class B misdemeanor. Amends TCA, Title 10. by \*Odom.

Passed first consideration.

**\*House Bill No. 0076** -- Public Funds and Financing -- Increases penalty for failure of county officers and employees to perform accounting duties from Class C to Class B misdemeanor. Amends TCA, Title 9. by \*Odom.

Passed first consideration.

**\*House Bill No. 0077** -- Public Officials -- Increases penalty for filing false fee statements from Class E to Class D felony. Amends TCA, Title 8. by \*Odom.

Passed first consideration.

**\*House Bill No. 0078** -- Metropolitan Government -- Increases penalty for violation of adult entertainment laws from \$50 fine to Class C misdemeanor. Amends TCA, Title 7. by \*Odom.

Passed first consideration.

**\*House Bill No. 0079** -- Municipal Government -- Increases penalty for refusal to obey subpoena of board of commissioners from Class C to Class B misdemeanor. Amends TCA, Title 6. by \*Odom.

Passed first consideration.

**\*House Bill No. 0080** -- County Government -- Increases penalty for unlawful consumption of alcoholic beverages in public parks from \$50 fine to Class C misdemeanor. Amends TCA, Title 5. by \*Odom.

Passed first consideration.

**\*House Bill No. 0081** -- General Assembly -- Makes offense of filing false complaint with registry of election finance Class A misdemeanor. Amends TCA, Title 3. by \*Odom.

Passed first consideration.

**\*House Bill No. 0082** -- State Government -- Changes from Class A to Class B misdemeanor penalty for individuals who are excluded from race tracks if such person enters such tracks. Amends TCA, Title 4. by \*Odom.

Passed first consideration.

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**\*House Bill No. 0083** -- Statutes -- Abolishes Tennessee Code Commission. Amends TCA, Title 1. by \*Odom.

Passed first consideration.

**\*House Bill No. 0084** -- Solid Waste Disposal -- Prohibits landfills in floodplains. Amends TCA, Title 68, Ch. 31. by \*Odom.

Passed first consideration.

**\*House Bill No. 0085** -- Election Laws -- Changes penalty for failing to identify political communications from Class C to Class B misdemeanor. Amends TCA, Title 2. by \*Odom.

Passed first consideration.

**\*House Bill No. 0086** -- Constitutional Conventions -- Calls constitutional convention on taxation. by \*Odom.

Passed first consideration.

**\*House Bill No. 0087** -- Limitation of Actions -- Decreases from 36 to 24 months limitation of action on collecting under and overcharges on utilities. Amends TCA, Title 28. by \*Odom.

Passed first consideration.

**\*House Bill No. 0088** -- Appeal and Review -- Increases from 20 to 30 days the time period in which a certiorari and supersedeas to remove from general sessions to circuit court may be granted. Amends TCA, Title 27. by \*Odom.

Passed first consideration.

**\*House Bill No. 0089** -- Courts, Chancery -- Imposes Class C misdemeanor penalty for failure of chancery clerk to enter rules or orders in rule docket in timely manner. Amends TCA, Title 21. by \*Odom.

Passed first consideration.

**\*House Bill No. 0090** -- Judgments -- Increases fee for certified abstracts from 50 cents to 75 cents. Amends TCA, Title 25. by \*Odom.

Passed first consideration.

**\*House Bill No. 0091** -- Evidence -- Increases penalty for violating clergy confidentiality from Class C to Class B misdemeanor. Amends TCA, Title 24. by \*Odom.

Passed first consideration.

**\*House Bill No. 0092** -- Attorneys at Law -- Increases penalty



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for impersonating lawyer from Class E to Class D felony. Amends TCA, Title 23. by \*Odom.

Passed first consideration.

**\*House Bill No. 0093** -- Civil Procedure -- Imposes Class C misdemeanor penalty for failure to properly date process; removes civil penalty for same. Amends TCA, Title 20. by \*Odom.

Passed first consideration.

**\*House Bill No. 0094** -- Civil Procedure -- Makes officers criminally liable (Class C misdemeanor) to perform duties regarding paying over funds or returning certain executions in addition to civil liability. Amends TCA, Title 19. by \*Odom.

Passed first consideration.

**\*House Bill No. 0095** -- Judicial Officers -- Increases penalty for unlawful conversion of money or property by court clerks from Class C to Class B felony. Amends TCA, Title 18. by \*Odom.

Passed first consideration.

**\*House Bill No. 0096** -- Judges and Chancellors -- Imposes Class B misdemeanor penalty for unlawfully solemnizing marriage. Amends TCA, Title 17. by \*Odom.

Passed first consideration.

**\*House Bill No. 0097** -- Courts -- Increases penalty for general session judge's failure to keep dockets of judgments and executions from Class C to Class B misdemeanor. Amends TCA, Title 16. by \*Odom.

Passed first consideration.

**\*House Bill No. 0098** -- Holidays -- Makes Father's Day day of special observance. Amends TCA, Title 15. by \*Odom.

Passed first consideration.

**\*House Bill No. 0099** -- Taxes -- Increases penalty for entering business padlocked for failure to pay taxes from Class C to Class B misdemeanor. Amends TCA, Title 67. by \*Odom.

Passed first consideration.

**\*House Bill No. 0100** -- Highways, Roads and Bridges -- Increases penalty of any employee of department to encourage purchase of particular material from Class C to Class B misdemeanor. Amends TCA, Title 54. by \*Odom.

Passed first consideration.

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**\*House Bill No. 0101** -- Corporations, Not for Profit -- Increases penalty for fraudulent and deceptive practice in corporate take over from Class E to Class D felony. Amends TCA, Title 48. by \*Odom.

Passed first consideration.

**\*House Bill No. 0102** -- Insurance Companies, Agents, Brokers -- Makes willfully making false annual or other statement to commissioner Class A misdemeanor. Amends TCA, Title 56. by \*Odom.

Passed first consideration.

**\*House Bill No. 0103** -- Motor Vehicles -- Reduces penalty for unlawfully removing registration decal. Amends TCA, Title 55. by \*Odom.

Passed first consideration.

**\*House Bill No. 0104** -- Criminal Procedure -- Increases penalty for conspiracy to sabotage nuclear production facility from Class B to Class A felony. Amends TCA, Title 40. by \*Odom.

Passed first consideration.

**\*House Bill No. 0105** -- Food and Food Products -- Increases penalties for violations of prohibited acts under Food, Drug and Cosmetic Act to Class A misdemeanor. Amends TCA, Title 53. by \*Odom.

Passed first consideration.

**\*House Bill No. 0106** -- Criminal Offenses -- Increases penalty from Class C to Class B felony for bribing public official. Amends TCA, Title 39. by \*Odom.

Passed first consideration.

**\*House Bill No. 0107** -- Criminal Offenses -- Makes it Class B misdemeanor for failure to report wounds or injury inflicted by deadly weapon. Amends TCA, Title 38. by \*Odom.

Passed first consideration.

**\*House Bill No. 0108** -- Children -- Decreases penalty for failing to report child abuse. Amends TCA, Title 37. by \*Odom.

Passed first consideration.

**\*House Bill No. 0109** -- Fiduciaries -- Makes failure by fiduciary to obtain required bond Class C misdemeanor. Amends TCA, Title 35. by \*Odom.

Passed first consideration.

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**\*House Bill No. 0110 -- Fiduciaries --** Makes failure by guardian to renew bond Class C misdemeanor. Amends TCA, Title 34. by \*Odom.

Passed first consideration.

**\*House Bill No. 0111 -- Education --** Increases from Class C to Class B misdemeanor falsifying child's age records. Amends TCA, Title 49. by \*Odom.

Passed first consideration.

**\*House Bill No. 0112 -- Consumer Protection --** Increases penalty for unfair or deceptive acts or practices affecting conduct of trade or commerce from Class B to Class A misdemeanor. Amends TCA, Title 47. by \*Odom.

Passed first consideration.

**\*House Bill No. 0113 -- Cemeteries --** Increases penalty for failing to perform provisions of Cemetery Merchandise and Services Act of 1979 from Class C to Class B misdemeanor. Amends TCA, Title 46. by \*Odom.

Passed first consideration.

**\*House Bill No. 0114 -- Banks and Financial Institutions --** Increases penalty from Class C to Class B misdemeanor for acts or omissions declared to be criminal offenses under financial or banking institutions statutes. Amends TCA, Title 45. by \*Odom.

Passed first consideration.

**\*House Bill No. 0115 -- Civil Defense --** Increases from Class B to Class A misdemeanor penalty for fraudulently misstating facts in request for assistance under disaster relief. Amends TCA, Title 58. by \*Odom.

Passed first consideration.

**\*House Bill No. 0116 -- Energy --** Increases penalty from Class C to Class B misdemeanor for falsifying records required under Mineral Test Hole Regulatory Act. Amends TCA, Title 60. by \*Odom.

Passed first consideration.

**\*House Bill No. 0117 -- Partnerships --** Makes falsifying of certificate of limited partnership by general partner Class C misdemeanor. Amends TCA, Title 61. by \*Odom.

Passed first consideration.

**\*House Bill No. 0118 -- Professions and Occupations --** Makes violation of Private Investigators Licensing and Regulatory Act

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Class C misdemeanor. Amends TCA, Title 62. by \*Odom.

Passed first consideration.

**\*House Bill No. 0119** -- Optometry -- Increases penalty for violating optometry law from Class B to Class A misdemeanor. Amends TCA, Title 63. by \*Odom.

Passed first consideration.

**\*House Bill No. 0120** -- Water Resources -- Makes failure to attend board meeting Class C misdemeanor. Amends TCA, Title 64. by \*Odom.

Passed first consideration.

**\*House Bill No. 0121** -- Utilities, Utility Districts -- Makes failure to transmit messages in proper manner Class C misdemeanor. Amends TCA, Title 65. by \*Odom.

Passed first consideration.

**\*House Bill No. 0122** -- Real Property -- Increases from Class E to Class D felony transferring of property by warranty deed with knowledge of outstanding lein mortgage claims. Amends TCA, Title 66. by \*Odom.

Passed first consideration.

**\*House Bill No. 0123** -- Health -- Makes mishandling of dead bodies Class B misdemeanor. Amends TCA, Title 68. by \*Odom.

Passed first consideration.

**\*House Bill No. 0124** -- Waterways, Navigable -- Makes it Class B misdemeanor to impair or obstruct navigability of waterways. Amends TCA, Title 69. by \*Odom.

Passed first consideration.

**\*House Bill No. 0125** -- Wildlife Resources Commission -- Makes hunting, killing, ensnaring, or destroying, or the attempt to do so, wildlife except as permitted by commission, Class B misdemeanor, punishable only by fine. Amends TCA, Title 70. by \*Odom.

Passed first consideration.

**\*House Bill No. 0126** -- Welfare -- Makes misuse of names of persons receiving old age assistance Class B misdemeanor. Amends TCA, Title 71. by \*Odom.

Passed first consideration.

**\*House Bill No. 0127** -- Employees, Employers -- Makes agencies

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which violate prohibited acts guilty of Class C misdemeanor punishable by only fine. Amends TCA, Title 50. by \*Odom.

Passed first consideration.

**\*House Bill No. 0128 -- Alcoholic Beverages --** Increases penalty for displaying signs about alcohol which are not in compliance with local ordinance from Class C to Class B misdemeanor. Amends TCA, Title 57. by \*Odom.

Passed first consideration.

**\*House Bill No. 0129 -- Penal and Reformatory Institutions --** Decreases from Class A to Class B misdemeanor violation of statutes relative to medical experiments on inmates. Amends TCA, Title 41. by \*Odom.

Passed first consideration.

**\*House Bill No. 0130 -- Aircraft and Airports --** Increases from Class C to Class B misdemeanor interfering with light or guide for aircraft. Amends TCA, Title 42. by \*Odom.

Passed first consideration.

**\*House Bill No. 0131 -- Agriculture --** Increases penalty from Class C to Class B misdemeanor for violation of Plant Pest Act of 1955 or for interfering with director of entomology. Amends TCA, Title 43. by \*Odom.

Passed first consideration.

**\*House Bill No. 0132 -- Mines, Mining --** Increases penalty from Class C to Class B misdemeanor for failure of operator or company to pay full wage to checkweighman. Amends TCA, Title 59. by \*Odom.

Passed first consideration.

**House Bill No. 0133 -- Litter Control --** Extends temporary tax on beer and soft drinks. Amends TCA 57-5-201, 67-4-402. by \*Rhinehart.

Passed first consideration.

**\*House Bill No. 0134 -- Governmental Reorganization --** Enacts Tennessee Government Reorganization Law of 1991. Amends TCA Titles 1-70. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0135 -- Taxes --** Enacts Tax Reform Law of 1991. Amends TCA, Titles 57, 67. by \*Copeland.

Passed first consideration.

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**\*House Bill No. 0136** -- Governmental Reorganization -- Enacts "Government Reform Act of 1991". Amends TCA, Titles 3--15. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0137** -- Transportation, Dept. of -- Enacts Transportation Act of 1991. Amends TCA, Titles 54, 55, 67. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0138** -- Education -- Enacts Education Reform Act of 1991. Amends TCA, Title 49. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0139** -- Taxes, Sales -- Exempts items sold by children K-12 for school fundraising from sales tax. Amends TCA, Title 67, Ch. 6. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0140** -- Transportation, Dept. of -- Enacts "Transportation Act of 1991". Amends TCA, Titles 54, 57, 67. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0141** -- Tort Liability -- Enacts "Tort Reform Law of 1991". Amends TCA, Titles 16--29, 56. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0142** -- Bond Issues -- Authorizes \$50 million bond issue to fund state projects. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0143** -- Criminal Offenses -- Requires office of legal services to provide legal opinions to oversight committee on request of chairman. Amends TCA, Titles 3, 4, 39--41. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0144** -- Medicare and Medicaid -- Requires fiscal review committee to give notice of changes in Medicaid program which increase expenditures in excess of \$1 million. Amends TCA, Title 71. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0145** -- Environmental Preservation -- Deletes authorization to use state super fund to prepare annual report to

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general assembly. Amends TCA, Title 68. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0146** -- Insurance Companies, Agents, Brokers -- Increases minimum insurance requirements for operators of amusement rides. Amends TCA, Title 56. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0147** -- Banks and Financial Institutions -- Requires written confirmation of oral authorization to release financial records from financial institutions. Amends TCA, Title 45. by \*Copeland.

Passed first consideration.

**\*House Bill No. 0148** -- Charitable Solicitations -- Exempts certain rescue squads and life saving crews from requirements for soliciting charitable funds. Amends TCA 48-3-502. by \*Givens, \*Hillis.

Passed first consideration.

**House Bill No. 0149** -- Education -- Increases number of excess instruction days that may be accumulated; allows them to be used for days missed due to certain conditions. Amends TCA 49-6-3004. by \*Cole, \*Whitson, Kent, Crain.

Passed first consideration.

**House Bill No. 0150** -- Williamson County -- Increases litigation tax to fund legal library. Amends Chapter 9, Private Acts of 1957. by \*Callicott, \*Liles.

Passed first consideration.

**\*House Bill No. 0151** -- Highway Signs -- Alvin C. York Homeplace, I-40. by \*Windle, \*Duer, \*Tindell, \*Johnson, \*Arriola, \*Fowlkes, \*Ferguson, \*Hillis, \*Davidson, \*Rhinehart, \*Stamps, \*Winningham.

Passed first consideration.

**\*House Bill No. 0152** -- Military -- Requires veterans' services officers be issued accreditation within certain time period. Amends TCA, Title 58, Ch. 3. by \*Hillis.

Passed first consideration.

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and

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were referred to committee or held on the Clerk's desk as noted:

**\*House Bill No. 0051** -- Advertising -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**House Bill No. 0052** -- AIDS -- Passed second consideration and referred to the General Welfare Committee.

**House Bill No. 0053** -- DUI/DWI Offenses -- Passed second consideration and referred to the Judiciary Committee.

**\*House Bill No. 0054** -- Motor Vehicles, Titling and Registration -- Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 0055** -- Highway Signs -- Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 0056** -- Solid Waste Disposal -- Passed second consideration and referred to the State and Local Government.

**House Bill No. 0057** -- Education -- Passed second consideration and referred to the Education Committee.

**\*House Bill No. 0058** -- Highway Signs -- Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 0059** -- Sexual Offenses -- Passed second consideration and referred to the Judiciary Committee.

**\*House Bill No. 0060** -- Recycling -- Passed second consideration and referred to the Conservation and Environment Committee.

**\*House Bill No. 0061** -- Health -- Passed second consideration and referred to the Labor and Consumer Affairs Committee.

**\*House Bill No. 0062** -- Veterans -- Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 0063** -- Sexual Offenses -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 0064** -- Highway Signs -- Passed second consideration and referred to the Transportation Committee.

**House Bill No. 0065** -- Crockett County -- Passed second consideration and held on the Clerk's desk pending approval by local delegation.

**\*House Bill No. 0066** -- Financial Disclosure -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 0067** -- Pensions and Retirement Benefits --



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Passed second consideration and referred to the Finance, Ways and Means Committee.

**\*House Bill No. 0068** -- Election Laws -- Passed second consideration and referred to the State and Local Government.

**House Bill No. 0069** -- Statutes -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 0070** -- Motor Vehicles -- Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 0071** -- Utilities, Utility Districts -- Passed second consideration and referred to the State and Local Government.

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Joint Resolution No. 18:** Rep(s). Liles as sponsor(s).

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

**January 18, 1991**

MR. SPEAKER: The officers of your Calendar and Rules Committee reports that we have set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, January 28, 1991: House Joint Resolution(s) No(s). 20, 21, 22 and 23.

**ENGROSSED BILLS**

**January 19, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 17; and House Joint Resolution(s) No(s). 8, 13, 15, 17, 18, and 19; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 95

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Representatives present were: Allen, Anderson, Armstrong, Arriola, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

On motion of Rep. Purcell, the House recessed until 5:00 p.m., Monday, January 28, 1991.